



Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PATENT
CASE NO. MC073YCA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: D. DUBE, ET AL

Serial No. 10/764,229

Filed January 23, 2004

Group Art Unit 1625

Examiner Balls, Robert

For: 4-OXO-1-(3-SUBSTITUTED
PHENYL-1,4-DIHYDRO-1,8-NAPHTHYRIDINE-3-CARBOXAMIDE
PHOSPHODIESTERASE-4 INHIBITORS

Transmitted herewith is an amendment in the above-identified application.

☒ No additional fee is required.

☐ The fee has been calculated as shown below.

CLAIMS AS AMENDED

(1)	(2) Claims remaining after amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims	* <u>11</u>	-	** <u>31</u> =	<u>0</u> X	\$50	= <u>0.00</u>
Independent Claims	* <u>5</u>	-	*** <u>3</u> =	<u>2</u> X	\$200	= <u>400.00</u>
Multiple Dependent Claims					\$360 ****	= <u> </u>
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						400.00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.

**** Add this fee only if application is amended to include multiple dependent claims (regardless of number) and no multiple dependent claims were originally filed.

Charge \$ 400.00 to Deposit Account No. 13-2755. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

Respectfully,

Curtis C. Panzer

By: Curtis C. Panzer

Attorney for Applicant(s)

Reg. No. 33,752

MERCK & CO., INC.
Patent Dept., RY60-30
P.O. Box 2000
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(732) 594-3199

Date: September 28, 2006

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By A. Reynolds Date 9/28/06

IN DUPLICATE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant : D. Dube, et al.

Serial No. : 10/764,229 Case MCO73YCA Art Unit: 1625

Filed : January 23, 2004 Examiner: Balls, Robert

For : 4-OXO-1-(3-SUBSTITUTED PHENYL)-1,4-DIHYDRO-1,8-NAPHTHYRIDINE-3-CARBOXAMIDE PHOSPHODIESTERASE-4 INHIBITORS

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P.O. Box 1450
Alexandria, Virginia 22313-1450

AMENDMENT AFTER FINAL REJECTION UNDER RULE 116

Dear Sir:

This is in response to a Final Office Action, mailed July 17, 2006, and Supplemental Final Action dated August 30, 2006, the latter setting forth a shortened period for response ending November 30, 2006. Reconsideration of Applicants claims is requested. Applicants respectfully submit that this amendment fully complies with Rule 116, in that the amendments to the claims consist of cancellation of rejected claims and amendments to comply with requirements expressly set forth in the Action being responded to. Any additional fees required in connection with this application may be taken from Merck Deposit Account number 13-2755. Please amend the application as follows:

Amendments to the claims: are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments: begin on page 8 of this paper.

10/03/2006 FMTEK11 00000056 132755 10764229

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MERCK & CO., INC.

By A. Reynolds Date 9/28/06